

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 3, 1998

DIVISION TWO

B113059 People (Certified for Publication)

v. Atlas

The judgment is affirmed.

Nott, J.

We concur: Fukuto, Acting P.J.
 Zebrowski, J.

B114440 Bess, et al. (Not for Publication)

V.
Nissan Motor Corporation

The summary adjudication appealed from is affirmed.

Nott, J.

We concur: Boren, P.J.
 Fukuto, J.

B112680 Mesa (Not for Publication)

v.
Atchison, Topeka & Santa Fe Railway Co.

The judgment is affirmed.

Nott, J.

We concur: Fukuto, Acting P.J.
 Zebrowski, J.

June 3, 1998-Continued

DIVISION TWO (Continued)

B101283 Hodgdon (Not for Publication)
v.
State of California

The judgment is affirmed.

Nott, J.

We concur: Fukuto, Acting P.J.
 Zebrowski, J.

B106934 People (Not for Publication)
v.
Brambles

The judgment of conviction and the sentence imposed are affirmed. The restitution fine imposed by the trial court, pursuant to section 1202.4 subdivision (b), is ordered stricken and a new restitution fine of the maximum allowed by law, \$10,000, is imposed.

Nott, J.

We concur: Boren, P.J.
Zebrowski, J.

[illegible]

The abstract of judgment is ordered modified by striking the term imposed under section 186.22, subdivision (b) (1). In all other respects, the judgment is affirmed.

Nott, J.

We concur: Fukuto, Acting P.J.
 Zebrowski, J.

June 3, 1998-Continued

DIVISION TWO (Continued)

[illegible]

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Nott, J.

DIVISION THREE

B107679 People (Not for Publication)
v.
Angel Alex Suniga

The judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Goodman, J. (Assigned)

B108262 People (Not for Publication)
v.
Kenneth Eugene Palmer

The judgment is modified to reflect 48 days of conduct credit. In all other respects, the judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Goodman, J. (Assigned)

DIVISION THREE (Continued)

B113544 People (Not for Publication)

V.
Jorge Lopez Del Rio

The judgment is modified to give appellant one less day of presentence custody credit. The judgment is modified to reflect that appellant is to receive presentence credit of 267 days. As modified, the judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Goodman, J. (Assigned)

DIVISION FIVE

B112230 Sharon Jaquith, as Trustee, etc., et al. (Not for Publication)

V.
Angeles Cir Roofing, Inc.

The judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
Godoy Perez, J.

B091198 Linda Trotta et al. (Not for Publication)

v.
General Motors Corporation

The judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

DIVISION FIVE (Continued)

B112061 People (Not for Publication)
v.
Joe Max Martinez

The judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

B111945 Ben Zion Birman et al. (Certified for Partial Publication)
v.
Stanley I. Loeb et al.

The order granting an equitable set-off is reversed. All parties are to bear their own costs on appeal apart from sums imposed as sanctions. Sanctions are imposed, jointly and severally, against plaintiffs Ben Zion Birman, Israel Birman, and Switch Construction Co., Inc., and their attorney, Matthew H. Tambor payable to defendants in the sum of \$2,500. Sanctions are imposed against plaintiffs, Ben Zion Birman, Israel Birman and Switch Construction Co. and their counsel Matthew H. Tambor in the amount of \$750, payable to the State of California, are to be paid within 10 days of the date on which this opinion becomes final.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

June 3, 1998-Continued

DIVISION FIVE (Continued)

B114023 People (Not for Publication)

V.

Anthony Lee Davis

The judgment is affirmed.

Turner, P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

B116993 Jeffer, Mangels, Butler & Marmaro

V.

Orbit Technologies, Inc.

Filed order dismissing appeal upon stipulation of parties. Appeal filed October 21, 1997 dismissed. Parties to bear own costs.

DIVISION SIX

B109800 Gordon (Not For Publication)

V.

Hartford Fire Insurance Co.

Filed order denying petition for rehearing.

B117162 S.L.O. Cnty Soc. Services (Certified for Publication)

V.

Ramon O.

We reverse the trial court's orders terminating reunification services for appellant and terminating his parental rights.

Stone, P.J.

We concur: Gilbert, J.
 Yegan, J.

June 3, 1998-Continued

DIVISION SIX (Continued)

B114053 Williams (Not for Publication)
v.
Williams

The judgment is affirmed. Husband is awarded costs on appeal.

Yegan, J.

We concur: Stone, P.J.
 Coffee, J.

B107512 M. Timm Development (Not for Publication)
v.
Franchise Tax Board

The judgment is reversed. Appellant is awarded its costs on appeal.

Stone, P.J.

We concur: Gilbert, J.
 Coffee, J.

DIVISION SEVEN

B109280 Park (Not for Publication)
v.
Battle
Koon, appellant

The order is reversed. In addition, that portion of the judgment awarding sanctions is also reversed. In all other respects, the judgment is affirmed.

Woods, J.

We concur: Lillie, P.J.
 Johnson, J.

DIVISION SEVEN (Continued)

B105937 Sewall (Not for Publication)

v.
Womack et al.

The judgment is affirmed. Respondents to recover costs on appeal.

Woods, J.

We concur: Johnson, Acting P.J.
 Neal, J.

B110521 People (Not for Publication)

v.
Fanelli

The judgment is affirmed.

Woods, J.

We concur: Johnson, Acting P.J.
 Neal, J.

B113063 People (Not for Publication)

v.
Hernandez

The judgment is affirmed.

Woods, J.

We concur: Johnson, Acting P.J.
 Neal, J.

DIVISION SEVEN (Continued)

B1118328 People v. Doss (Not for Publication)

The guilty verdicts are affirmed. The true findings concerning the Penal Code section 667, subd. (a)(1), and sections 667, subds. (b) to (i) and 1170.12 allegations are reversed. The cause is remanded to the trial court for further proceedings consistent with this opinion.

Woods, J.

We concur: Lillie, P.J.
Neal, J.

B109001 Dargani (Not for Publication)
v.
Dot-Line Transportation, Inc., et al.

The judgment is affirmed. Respondent to recover costs of appeal.

Woods, J.

We concur: Lillie, P.J.
Johnson, J.

B110702 Amonic (Not for Publication)
v.
City of Los Angeles

The judgment of the superior court is affirmed in its entirety. Respondents to recover their costs on appeal.

Woods, J.

We concur: Lillie, P.J.
 Neal, J.